

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

The parties submitted a Stipulation and Proposed Order Extending Deadlines (Dkt. #62) which the court approved. However, the parties disagree concerning whether it is appropriate to schedule a deadline for Plaintiffs to file a motion for class certification pursuant to Fed.R.Civ.P. 23 with respect to Plaintiffs' dismissed state law claims. The district judge dismissed these claims in an Order (Dkt. #40) entered November 16, 2010. However, Plaintiffs filed a Motion for the District Judge to Reconsider (Dkt. #48) on January 10, 2011, which is fully briefed and pending. Defendants ask that a deadline not be set on a renewed motion for class certification. Plaintiffs request that the court set a deadline 30 days after decision of the pending motion to reconsider in the event the district judge grants the request for relief.

Having reviewed and considered the matter,

IT IS ORDERED Plaintiff shall have 30 days from decision of the pending Motion for Reconsideration (Dkt. #48) to file a motion for class certification in the event the district judge grants leave to file a motion for class certification.

Dated this 14th day of March, 2011.

Peggy A. Teen
Peggy A. Teen
United States Magistrate Judge